

SEP 16 2004

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FROM: Gregory E. Upchurch

DATE: September 16, 2004

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MESSAGE:

RE: Application No. 09/931,466

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SEP 16 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: L. Paskar

SERIAL NO.: 09/931,466

FILED: 8/16/2001

FOR: Catheter with Out-of-plane
Configurations

GROUP ART UNIT: 3762

EXAMINER: M. Bockelman

DOCKET NO.: 74442.01

Confirmation No. 3794

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REMARKS AND PROPOSED AMENDMENTS TO OBVIATE
NECESSITY FOR CONTINUING WITH APPEAL**

Applicant hereby submits the attached proposed claims in hopes of rendering the appeal in this case unnecessary. The proposed claims having specific structural limitations not found in the art, as explained in more detail in the Remarks section of this document.

Applicant would be willing to drop its appeal upon an indication that the proposed claims contained herein are allowable.

Applicant's attorney is available at all times to discuss these claims, or any other issue in this case, by telephone or in person.